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November 21, 2006

BY HAND

The Honorable Richard J. Holwell
United States District Judge
United States Courthouse
500 Pearl Street
New York, New York 10007

Re: "A Million Little Pieces" Litigation, 06-md-1771 (RJH)

Your Honor,

On behalf of Settlement Plaintiffs' Proposed-Interim Counsel, Larry D. Drury and Evan Smith, I write to inform the Court that Messrs. Drury and Smith, and I, have conducted additional confirmatory discovery since September 13, 2006. In that process we have reviewed discovery documents that were tendered by the Defendants on October 30, 2006. These discovery documents were made available or produced to all Plaintiffs' counsel.

Further, Settlement Plaintiffs' Proposed-Interim Counsel and I requested further discovery and documents on November 8, 2006 and, also on November 8, 2006, had a telephone conference call with Defendants' Counsel regarding the Plaintiffs' further discovery requests. Pursuant thereto, on November 13, 2006, Defendants' Counsel produced additional discovery documents to Settlement Plaintiffs' Proposed-Interim Counsel and myself. Again, all of Plaintiffs' Counsel were notified of the Defendants' additional production, and those who requested it received the additional production contemporaneously.

Additionally, the parties are in the process of finalizing the settlement documents and intend to file a motion for preliminary approval within the next few weeks.

Sincerely,

Thomas M. Mullaney

Dockets.Justia.com

Cc: Counsel on attached service list (w/o encl.)
By Regular Mail